



SUN Docket No.: P6102 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Andrei V. Dorofeev et al.
Assignee: Sun Microsystems, Inc.
Title: APPARATUS AND METHOD FOR SCHEDULING PROCESSES
ON A FAIR SHARE BASIS
Serial No.: 09/843,426 Filing Date: 4/25/01
Examiner: Unknown Group Art Unit: Unknown
Docket No.: P6102 US

July 10, 2001

Assistant Commissioner For Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.56 and 1.97

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. §§ 1.56 and 1.97, Attorneys for Applicant hereby invite the Examiner's attention to the references listed on the accompanying revised PTO Form 1449 entitled List of References Cited by Applicant.

Identification of references listed on the accompanying PTO Form 1449 is not to be construed as an admission of Applicant or Attorneys for Applicant that such references are available as prior art against the subject application. Further the right is reserved to antedate any included reference in accordance with standard procedure.

This submission is understood to complement the results of the Examiner's own independent search. The submission should not be construed as a representation that a search was made or that the cited references are inclusive of all the relevant and material citations that may be available publicly.

____ (New Application) Copies of each cited publication and U.S. and foreign patent, except for pending U.S. applications, are submitted herewith, along with a concise explanation of foreign language publications (if any).

____ (Continuation Application) The individual references in the accompanying List of References were cited by Applicants or the U.S. Examiner in the parent application, U.S. Serial No. _____, filed on _____. Pursuant to 37 C.F.R. § 1.98 (d), copies of items are not enclosed but may be found in the file history of U.S. Serial No. _____.

Applicant respectfully requests that the listed references be considered by the Examiner and be made of record in the application identified above. The Examiner is requested to initial and return the enclosed PTO Form 1449 in accordance with MPEP § 609.

 X 37 C.F.R. § 1.97(b). No fee is believed due with this statement, because (check all that apply):

 X (1) It is being filed within 3 months of the application filing date; OR

____ (2) It is being filed within 3 months of entry of a national stage;
OR

____ (3) It is being filed before the mailing date of the first Office Action on the merits.

____ 37 C.F.R. § 1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in § 1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under § 1.113 or a notice of allowance under § 1.311, then:

____ a certification as specified in § 1.97(e) is provided below;
OR

____ a fee of \$240.00 as set forth in 1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

____ 37 C.F.R. § 1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under § 1.113 or a notice of allowance under § 1.311, but before payment of the issue fee, then:

A. A certification as specified in § 1.97(e) is completed below; and

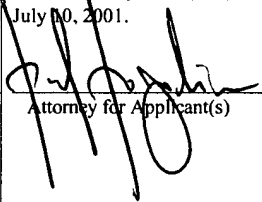
B. A petition under 37 C.F.R. § 1.97(d) requesting consideration of this

statement is submitted herewith; and

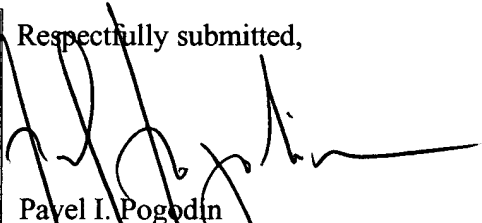
C. A fee of \$130.00 as set forth in §1.17(I) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account Number 19-4974.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to : Assistant Commissioner for Patents, Washington, D. C. 20231, on July 10, 2001.

 07-10-2001
Attorney for Applicant(s) Date of Signature

Respectfully submitted,


Pavel I. Pogodin
Attorney for Applicant(s)
Reg. No. P48,205
Phone: (650) 786-2855

Sun Microsystems, Inc.
Intellectual Property Law Department
901 San Antonio Road, MS UPAL1-521
Palo Alto, CA 94303
Tel: (650) 786-2855
Fax: (650) 786-2325

Sun Microsystems, Inc.
Intellectual Property Law Department
901 San Antonio Road, MS UPAL1-521
Palo Alto, CA 94303
Tel: (650) 786-2855
Fax: (650) 786-2325



T #4 0350

Docket No.: **P6102 US**

July 10, 2001

Box Missing Parts
Assistant Commissioner For Patents
Washington, D.C. 20231

RE: Applicant(s): Dorofeev, Andrei V. et al.
Assignee: Sun Microsystems, Inc.
Title: APPARATUS AND METHOD FOR SCHEDULING
PROCESSES ON A FAIR SHARE BASIS
Serial No.: 09/843,426
Examiner: To Be Assigned
Sun File No.: P6102US
Filed: April 25, 2001
Confirmation No: 8550

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

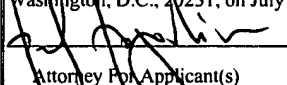
1. Return Receipt Postcard;
2. This Transmittal Letter (2 pages, in duplicate);
3. Information Disclosure Statement under 37 C.F.R. 1.56 and 1.97 (3 pages);
4. PTO Form 1449 Information Disclosure Statement By Applicant (2 pages);
5. A Fair Share Scheduler by J. Kay and P. Lauder (14 pages);
6. Share II – A User Administration And Resource Control System For Unix (14 pages);
7. Solaris Resource Manager – Controlling System Resources Effectively (25 pages);
8. Manual page for PSRSET – creation and management of processor sets (5 pages)

☐ No additional fee is required.

Total fee for this submission: \$ 00.00

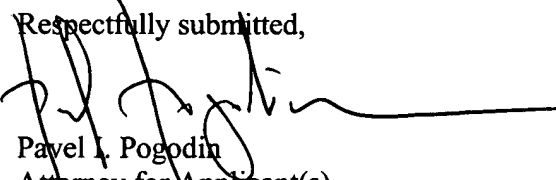
☐ The Commissioner is hereby authorized to charge any additional fees required and credit any overpayment to our Deposit Account No.: 19-4974. Our Customer Number is 24726.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner For Patents, Washington, D.C., 20231, on July 10, 2001.

 07-10-2001

Attorney For Applicant(s) Date of Signature

Respectfully submitted,


Pavel I. Pogodin
Attorney for Applicant(s)
Reg. No.: P 48,205